

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S – R&S – Sri P.Panduranga Rao, S.R.(Retd.) – Surprise check conducted by ACB on 1-9-95 Initiation of disciplinary action under rule 9 of A.P.R.P.Rules, 1980 – O.A. Allowed– Implementation of orders of A.P.A.T. – dt.13-12-01 – Dropping further action - Orders – Issued.

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REVENUE (VIG.VI) DEPARTMENT

G.O.Rt.No. 1528

Dated: 28-7-2008
Read the following

- 1) Letter No. G.2598/96-1, dt. 12-5-1998 of D.I.G. of R&S, Hyderabad Range, Hyderabad.
- 2) G.O.Rt.No.1937, Revenue (Vig.I) Dept. dt. 8-10-2001.
- 3) From A.P.A.T., Hyderabad interim orders dt. 13-12-2001 in O.A. No.8984/2001

ORDER:

In the reference 1st cited, orders were issued exonerating the individual from the charges after carefully examining the material evidence on record and the proceedings of the regular enquiry etc. Subsequently the Commissioner & Inspector General of Registration & Stamps has stated that on further examination of the matter, it has been noticed that there was a lapse on the part of Sub Registrar which was not pointed out either by regular enquiry officer or by the Deputy Inspector General and the gravity of presence of middlemen in the office at the time of raid was under estimated by the disciplinary authority and therefore it has been desired to review the punishment imposed by the disciplinary authority. Finally it has been requested that the matter may be got examined and appropriate orders issued on the issue of reviewing orders issued under rule 41 of Andhra Pradesh Civil Service (CCA) Rules, 1991. Government after examining the matter, in the reference 2nd read above, have issued orders initiating departmental proceedings under rule 41 by framing article of charges.

2. Aggrieved by the above orders, Sri P.Panduranga Rao, Sub Registrar (Retd.) has filed in O.A.No.8984/2001 before the Andhra Pradesh Administrative Tribunal and the Andhra Pradesh Administrative Tribunal in its orders dt.19-2-2008 has observed that the respondents have no power to issue the 2nd charge memo on the self same allegations subsequently when the applicant has been exonerated and that cannot be an order passed under Rule-41 of Andhra Pradesh Civil Service (CCA) Rules reviewing the orders passed by the disciplinary authority and even for passing such an order the respondents have not stated what is the new material or evidence which could not be produced or was not available at the time of passing of order under review. Hence, the 2nd charge memo. issued vide G.o.Rt.No.1937, dt.8-10-2001 is quashed.

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3. Government after careful examination of the matter and also in view of the orders of Andhra Pradesh Administrative Tribunal, have decided to implement orders dt.13-12-2001 in O.A.No.8984/2001 of the Andhra Pradesh Administrative Tribunal. Accordingly it is hereby ordered to drop further action in the matter against Sri P. Pandu Ranga Rao, Sub Registrar (Retd.).

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.RATNA PRABHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner & Inspector General of
Registration & Stamps, Hyderabad.
The individual through Commissioner & Inspector General of
Registration & Stamps, Hyderabad.
The Government Pleader for Revenue (S),
Andhra Pradesh Administrative Tribunal, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER